AT A GLANCE – May I disclose protected health information for public health emergency preparedness purposes? (From the perspective of the source of the information) **START** Am I a covered entity? The Privacy Rule does not apply Disclosures can be made without Public Health Authority §160.103 to non-HIPAA covered entities regard to the Privacy Rule Disclosure to a YES Is the PHA authorized by law to collect or receive information for the purpose of preventing or controlling: disease, Is the intended recipient a public injury, or health authority (PHA)? YES. disability §164.501 including, for purposes of emergency preparedness? §164.512(b)(1)(i) NO YES NO non-Public Health Disclosure to a Is the disclosure by a Is the intended recipient another Is the intended recipient a health provider and is the recipient The disclosure may NOT be Authority entity that seeks information for care provider that uses or discloses NOanother person or agency that made unless there is a public health purposes? information for treatment purposes? would use or disclose information. signed authorization for treatment? YES-YES YES-Limited Data Set Disclosure of a You may make a disclosure subject to Do you have a Are you disclosing only a data use agreement with the minimum necessary limited data set (LDS)? recipient of the information? §164.514(e) §164.502(b), §164.514(e) §164.514(d) NO Disclosure with authorization NO individual The disclosure Obtain individual authorization, unless the disclosure is can be made otherwise permitted by another provision of the Privacy Rule §164.508